IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 1ST MARCH 2007 / 10TH PHALGUNA 1928

Bail Appl..No. 1238 of 2007

CRIME NO.44/2007 OF PARIPPALLY POLICE STATION

PETITIONER/ACCUSED

M.FAISAL, S/O.MOHAMMED HANEEFA,
AGED 34 YEARS, ALUVILA PUTHEN VEEDU,
ADUTHALA P.O., NADAKKAL CHERRY, KALLUVATHUKKAL
VILLAGE.

BY ADV. SRI.JACOB SEBASTIAN
SRI.A.RASHID

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REP. BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, REPRESENTING
THE CIRCLE INSPECTOR OF POLICE, PARAVOOR CIRCLE.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1238/2007

Dated this 1st day of March, 2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioner who is the accused in Crime No.44/2007 of Parippally Police Station for offences punishable under Sections 143, 147, 294(b) and 353 IPC read with Section 149 IPC seeks anticipatory bail. The occurrence took place at 6.30 p.m on 7.2.2007.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioner and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioner. Accordingly, a direction is issued to the Investigating Officer to release the petitioner on bail for a period of one month in the event of his arrest in connection with the above case on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the Investigating officer and subject to the following conditions:

(a). Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

(c). The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

(d). Petitioner shall not commit any offence while on bail.

(e). Petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

4. If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

The application is disposed of as above.

V.RAMKUMAR,
JUDGE

mrcs